

Attorney or Party without Attorney: KERR & WAGSTAFFE, LLP 100 SPEAR STREET, SUITE 1800 SAN FRANCISCO, CA 94105 Telephone No: 415.371.8500 FAX No: 415.371.0500		For Court Use Only	
Attorney for: Plaintiff		Ref. No. or File No.:	
Insert name of Court, and Judicial District and Branch Court: United States District Court Eastern District Of California			
Plaintiff: JOHN ERIC PERTH, an individual			
Defendant: LOUIS DAVIS, an individual, et al.			
PROOF OF SERVICE S & C	Hearing Date:	Time:	Dept/Div:
			Case Number: CV083115JCS

- At the time of service I was at least 18 years of age and not a party to this action.
- I served copies of the Summons And Complaint; Civil Case Cover Sheet; Consenting To A Magistrate Judge's Jurisdiction In The Northern District Of California; Ecf Registration Information Handout; Notice Of Assignment Of Case To A United States Magistrate Judge For Trial; Order Setting Initial Case Management Conference And Adr Deadlines; Standing Order Re Case Management Conference; Puplic Notice
- a. Party served: SUE ANN DAVIS, an individual
 b. Person served: LOUIS DAVIS, OCCUPANT, White, Male, 70 Years Old, Gray Hair, Blue Eyes, 5 Feet 10 Inches, 175 Pounds
- Address where the party was served: 30332 FLYING O RANCH ROAD
ONEALS, CA 93645
- I served the party:
 b. by substituted service. On: Thu., Jul. 17, 2008 at: 8:45AM by leaving the copies with or in the presence of:
 LOUIS DAVIS, OCCUPANT, White, Male, 70 Years Old, Gray Hair, Blue Eyes, 5 Feet 10 Inches, 175 Pounds
 (2) (Home)Competent Member of the Household over 18. I informed him or her of the general nature of the papers.
 (4) I thereafter mailed (by first-class, postage prepaid) copies of the documents to the person to be served at the place where the copies were left (Code Civ. Proc., 415.20). I mailed the document on: Thu., Jul. 17, 2008 from: FRESNO, CA
 (5) I attach a declaration of diligence stating actions taken first to attempt personal service.
- The "Notice to the Person Served" (on the Summons) was completed as follows:
 a. as an individual defendant
- Person Who Served Papers:
 a. DENNIS MABRY
 b. FRESNO LEGAL SERVICES
 P.O. Box 1792
 FRESNO, CA 93717
 c. 559 268-6344, FAX 559 268-1615
- Recoverable Cost Per CCP 1033.5(a)(4)(B)
 d. The Fee for Service was: \$79.00
 e. I am: (3) registered California process server
 (i) Independent Contractor
 (ii) Registration No.: S200610000003
 (iii) County: Fresno
 (iv) Expiration Date: Sun, Jan. 29, 2012

8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date:Mon, Jul. 21, 2008

(DENNIS MABRY)

kw.261574